

“(v) which is fully compliant with the State of jurisdiction and Federal anti-discrimination laws.

“(D) TREATMENT OF EXERCISE VIDEOS, ETC.—Videos, books, and similar materials shall be treated as described in subparagraph (A)(ii) if the content of such materials constitutes instruction in a program of physical exercise or physical activity.

“(E) LIMITATIONS RELATED TO SPORTS AND FITNESS EQUIPMENT.—Amounts paid for equipment described in subparagraph (A)(iii) shall be treated as qualified sports and fitness expenses only—

“(i) if such equipment is utilized exclusively for participation in fitness, exercise, sport, or other physical activity,

“(ii) in the case of amounts paid for apparel or footwear, if such apparel or footwear is of a type that is necessary for, and is not used for any purpose other than, a specific physical activity, and

“(iii) in the case of amounts paid for any single item of sports equipment (other than exercise equipment), to the extent such amounts do not exceed \$250.

“(F) PROGRAMS WHICH INCLUDE COMPONENTS OTHER THAN PHYSICAL EXERCISE AND PHYSICAL ACTIVITY.—Rules similar to the rules of paragraph (6) shall apply in the case of any program that includes physical exercise or physical activity and also other components. For purposes of the preceding sentence, travel and accommodations shall be treated as a separate component.”.

(c) EFFECTIVE DATE.—The amendments made by this section shall apply to taxable years beginning after the date of the enactment of this Act.

#### SUBMITTED RESOLUTIONS

SENATE RESOLUTION 105—EXPRESSING SUPPORT FOR THE DESIGNATION OF THE WEEK OF MARCH 6 THROUGH MARCH 10, 2023, AS “NATIONAL SOCIAL AND EMOTIONAL LEARNING WEEK” TO RECOGNIZE THE CRITICAL ROLE SOCIAL AND EMOTIONAL LEARNING PLAYS IN SUPPORTING THE ACADEMIC SUCCESS AND OVERALL WELL-BEING OF STUDENTS, EDUCATORS, AND FAMILIES

Mr. DURBIN (for himself, Ms. COLLINS, Mr. BLUMENTHAL, Mr. KING, Ms. DUCKWORTH, and Mr. BOOKER) submitted the following resolution; which was referred to the Committee on Health, Education, Labor, and Pensions:

S. RES. 105

Whereas, according to research conducted by both the Centers for Disease Control and Prevention and Harvard University, the COVID-19 pandemic heightened the urgency to provide greater assistance to students, educators, and families to address the mental health, behavioral, and other systemic challenges that impede the academic and developmental improvement and success of students;

Whereas decades of research demonstrate how social and emotional learning (referred to in this preamble as “SEL”) promotes academic achievement, mental wellness, healthy behaviors, and long-term success;

Whereas, according to a study by researchers at the Collaborative for Academic, Social, and Emotional Learning, Loyola University of Chicago, and the University of Illi-

nois at Chicago, SEL programs that addressed the 5 core competencies (self-awareness, self-management, social awareness, relationship skills, and responsible decision making) increased academic performance by 11 percentile points, improved the ability of students to manage stress, and improved the attitudes of students about themselves, others, and school;

Whereas a study in the Journal of Benefit-Cost Analysis found that, on average, for every dollar spent on the evidence-based SEL programs examined, there was an \$11 return on investment;

Whereas, according to a study published by the American Public Health Association, the development of social and emotional skills in kindergarten has been associated with improved outcomes for young adults later in life, resulting in reduced societal costs for public assistance, public housing, police involvement, and detention;

Whereas, in response to a Pew Research Center survey of parents of K-12 students, 66 percent of the parents said that schools teaching children to develop social and emotional skills was “very important” and another 27 percent of the parents said that such teaching was “somewhat important”;

Whereas EdWeek Research Center found that 83 percent of educators indicated that SEL is “somewhat” or “very” helpful for the academic learning of students;

Whereas research from Yale University, the University of Cantabria, Jagiellonian University, and Pennsylvania State University indicates that educators who demonstrate greater social and emotional competence are frequently more capable of protecting themselves from burnout; and

Whereas the week of March 6 through March 10, 2023, would be an appropriate period to designate as “National Social and Emotional Learning Week”: Now, therefore, be it

*Resolved*, That the Senate—

(1) supports the designation of “National Social and Emotional Learning Week”;

(2) recognizes the role that social and emotional learning plays in promoting academic achievement, mental and behavioral health, and future career success for students;

(3) expresses support for expanding access to social and emotional learning for each student and teacher; and

(4) encourages the people of the United States to identify opportunities among Federal agencies to advance social and emotional learning to support students, parents, educators, and their communities.

#### NOTICE OF INTENT TO OBJECT TO PROCEEDING

I, Senator CHUCK GRASSLEY, intend to object to proceeding to the nomination of Joshua David Jacobs, of Washington, to be Under Secretary for Benefits of the Department of Veterans Affairs, vice Paul R. Lawrence, dated March 14, 2023.

#### AUTHORITY FOR COMMITTEES TO MEET

Mr. PETERS. Madam President, I have one request for committee to meet during today’s session of the Senate. It has the approval of the Majority and Minority Leaders.

Pursuant to rule XXVI, paragraph 5(a), of the Standing Rules of the Senate, the following committee is authorized to meet during today’s session of the Senate:

#### SUBCOMMITTEE ON STRATEGIC FORCES

The Subcommittee on Strategic Forces of the Committee on Armed Services is authorized to meet during the session of the Senate on Tuesday, March 14, 2023, at 4:45 p.m., to conduct a hearing.

#### ORDERS FOR WEDNESDAY, MARCH 15, 2023

Mr. PETERS. Mr. President, I ask unanimous consent that when the Senate completes its business today, it stand adjourned until 10 a.m. on Wednesday, March 15; that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, the time for the two leaders be reserved for their use later in the day and morning business be closed; that following the conclusion of morning business, the Senate proceed to executive session and resume consideration of the Nieman nomination, postcloture; further, that all postcloture time be considered expired at 11:30 a.m. and the Senate vote on confirmation of the nomination; that following the cloture vote on the Garcetti nomination, the Senate recess until 2:15 p.m. to allow for the weekly caucus meetings; and further, that if cloture has been invoked on the Garcetti nomination, all postcloture time be considered expired at 2:15 p.m. and the Senate vote on confirmation of the nomination; and that if cloture is invoked on the Chaudhary nomination, all postcloture time be considered expired at 5:15 p.m.; and finally, that if any nominations are confirmed during Wednesday’s session, the motions to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate’s action.

The PRESIDING OFFICER. Without objection, it is so ordered.

#### ADJOURNMENT UNTIL 10 A.M. TOMORROW

Mr. PETERS. Mr. President, if there is no further business to come before the Senate, I ask that it stand adjourned under the previous order.

There being no objection, the Senate, at 6:34 p.m., adjourned until Wednesday, March 15, 2023, at 10 a.m.

#### NOMINATIONS

Executive nominations received by the Senate:

##### DEPARTMENT OF LABOR

JULIE A. SU, OF CALIFORNIA, TO BE SECRETARY OF LABOR, VICE MARTIN JOSEPH WALSH.

##### IN THE MARINE CORPS

THE FOLLOWING NAMED OFFICER FOR APPOINTMENT IN THE UNITED STATES MARINE CORPS TO THE GRADE INDICATED WHILE ASSIGNED TO A POSITION OF IMPORTANCE AND RESPONSIBILITY UNDER TITLE 10, U.S.C., SECTION 601:

*To be lieutenant general*

LT. GEN. JAMES W. BIERMAN, JR.

##### IN THE NAVY

THE FOLLOWING NAMED OFFICERS FOR APPOINTMENT IN THE UNITED STATES NAVY RESERVE TO THE GRADE INDICATED UNDER TITLE 10, U.S.C., SECTION 12203: